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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/815,547	04/01/2004	Christa Wohriska	Ruff Case 28

23474

FLYNN THIEL BOUTELL & TANIS, P.C.  
 2026 RAMBLING ROAD  
 KALAMAZOO, MI 49008-1699

CONFIRMATION NO. 9649

## FORMALITIES LETTER



\*OC000000014088775\*

Date Mailed: 10/14/2004

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*
- The statutory basic filing fee is missing.  
*Applicant must submit \$ 790 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$790** for a Large Entity

- **\$790** Statutory basic filing fee.

12/14/2004 SZEWDIE1 00000025 10815547

01 FC:1001 790.00 OP  
 02 FC:1051 130.00 OP

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*A copy of this notice **MUST** be returned with the reply.*

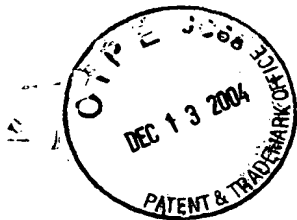
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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PATENT APPLICATION



IN THE U.S. PATENT AND TRADEMARK OFFICE  
December 8, 2004

Applicant(s) : Christa WOHRISKA  
For : DISPENSING HEAD FOR A DOSING DEVICE  
  
Serial No. : 10/815 547                      Group:              Unknown  
Confirmation No.: 9649  
Filed : April 1, 2004                      Examiner:              Unknown  
Atty. Docket No.: Ruff Case 28  
Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Sir:

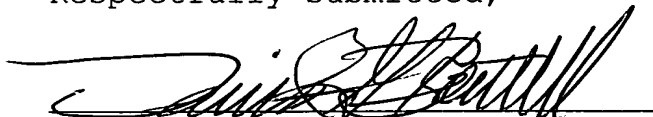
This is a response to the Patent Office communication mailed  
October 14, 2004, a copy of which is enclosed.

(Please see following pages.)

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as first class mail in an  
envelope addressed to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, on 12-8-04.

Respectfully submitted,

  
David G. Boutell

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Pursuant to 37 CFR 1.52, 1.53 and/or 1.62, this application was filed without at least one of the filing fee, the English language text and/or the oath or declaration, and was granted the serial number and filing date set forth in the caption of this response. Accordingly, the items listed below are being submitted herewith:

[X] Copy of PTO communication mailed October 14, 2004.

[X] Declaration or Oath

[ ] Attached to the Declaration or Oath is a copy of the specification which was filed in the Patent Office in order to obtain a filing date for this application.

[X] Copy of Petition for Grant of Filing Date which was filed simultaneously with this Response

[ ] Verified English translation of originally-filed foreign language text.

[ ] Preliminary Amendment Cancelling Claims (Please enter before calculating the filing fee.)

[ ] Amendment Before First Office Action

[ ] Information Disclosure Statement

[ ] Small entity status is claimed. See 37 CFR 1.27.

[ ] Statement(s) re small entity is/are enclosed.

[X] Acknowledgment Postal Card

[X] Priority is claimed under 35 USC 119 based on Germany Application No. 103 15 934.7, filed April 2, 2003.

[X] A certified copy of the priority application is enclosed.

[X] The filing fee is as follows:

[ ] Design Application - [ ] \$350.00 (large entity)

[ ] \$175.00 (small entity)

[X] Utility Application - as calculated below:

For	No. Filed	No. Extra	(X) LG Entity	RATE	( ) SM Entity	Fee
Basic Fee				\$790.00	\$395.00	\$790.00
Total Claims	(10 - 20 = 0)		x \$	18.00	x \$	9.00
Indep. Claims	(1 - 3 = 0)		x \$	88.00	x \$	44.00
[ ] Multiple Dep. Claim			+	\$300.00	+	\$150.00
* * * TOTAL FILING FEE * * *						\$790.00

[X] The surcharge under 37 CFR 1.16(e) for late filing of the basic filing fee and/or the oath or declaration is as follows:

- ☒ \$130.00 (large entity)  
☐ \$ 65.00 (small entity)
- ☐ The fee under 37 CFR 1.17(i) for filing a foreign language text:  
☐ was submitted previously.  
☐ is \$130.00 and is included in an enclosed check.
- ☒ A check for \$920.00 is enclosed to cover fees.
- ☐ Please charge my Deposit Account No. 06-1382 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 CFR 1.16  
☒ Any patent application processing fees under 37 CFR 1.17
- ☐ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.
- ☐ Any patent application processing fees under 37 CFR 1.17  
☐ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

IN DUPLICATE

  
David G. Boutell

DGB\DJW\pcq

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Encl: Listed above

115.10/04